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FERNANDO ANZELLINI
CALLE 83 NO 19 36 OF 704
BOGOTA CO COLOMBIA

MAILED

OCT 31 2012

OFFICE OF PETITIONS

In re Patent No. 6,339,720 :
Issue Date: January 15, 2002 :
Application No. 09/399,320 :
Filed: September 20, 1999 :
Title of Invention: EARLY WARNING :
APPARATUS FOR ACUTE MYOCARDIAL :
INFARCTION IN THE FIRST SIX HOURS OF :
PAIN :

ON PETITION

This is a decision on the renewed petition filed March 15, 2012 under 37 CFR 1.378(b)¹, to accept the delayed payment of the maintenance fee for the above-identified patent.

The petition under 37 CFR 1.378(b) is **DISMISSED**.

If reconsideration of this decision is desired, a petition for reconsideration under 37 CFR 1.378(e) must be filed within TWO (2) MONTHS from the mail date of this decision. No extension of this 2-month time limit can be granted under 37 CFR 1.136(a) or (b). The petition for reconsideration should include an exhaustive attempt to provide the lacking item(s) noted below, since, after a decision on the petition for reconsideration, no further reconsideration or review of the matter will be undertaken by the Commissioner.

The patent issued on January 15, 2002. The second maintenance fee due could have been paid during the period from January 15, 2009 to July 15, 2009 or, with a surcharge during the period from July 16, 2009 to January 15, 2010. Accordingly, this patent expired on January 15, 2010, for failure to timely remit the second maintenance fee. A petition filed October 12, 2011 to accept the delayed payment of the maintenance fee for the above-identified patent was dismissed in a decision mailed October 27, 2011, before treatment on the merits was addressed because although petitioner had paid the surcharge in the amount of \$700, petitioner had not submitted payment or authorization to charge a deposit

¹A petition to accept the delayed maintenance fee under 35 U.S.C. § 41(c) and 37 CFR 1.378(b) must be accompanied by (1) an adequate showing that the delay was unavoidable, since reasonable care was taken to ensure that the maintenance fee would be paid timely and that the petition was filed promptly after the patentee was notified of, or otherwise became aware of, the expiration of the patent, (2) payment of the appropriate maintenance fee, unless previously submitted, and (3) payment of the surcharge set forth in 37 CFR 1.20(l)(1).

account for the second scheduled maintenance fees due at 7.5 years from the date of issuance.

The decision mailed October 27, 2011 advised that the maintenance fee due was set at \$1425 for a small entity and \$2850 for a large entity. The instant renewed petition has been filed with a payment in the amount of \$835 (\$725 for the maintenance fee and \$110 for the surcharge) which is not sufficient. Petitioner has still not paid the appropriate fees and as such, the patent will remain expired until such time as the appropriate maintenance fees have been submitted and a grantable petition has been submitted.

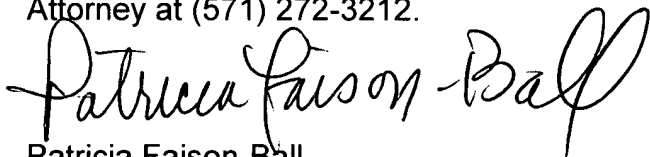
Petitioner is cautioned that after the next renewed petition, there will be no further options for him to file the appropriate fees.

Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop Petitions
 Commissioner for Patents
 P.O. Box 1450
 Alexandria VA 22313-1450

By FAX: (571) 273-8300
 ATTN: Office of Petitions

Telephone inquiries concerning this matter may be directed to the undersigned Petitions Attorney at (571) 272-3212.

A handwritten signature in black ink, reading "Patricia Faison-Ball". The signature is written in a cursive, flowing style with a large, prominent "P" at the beginning.

Patricia Faison-Ball
Senior Petitions Attorney
Office of Petitions